

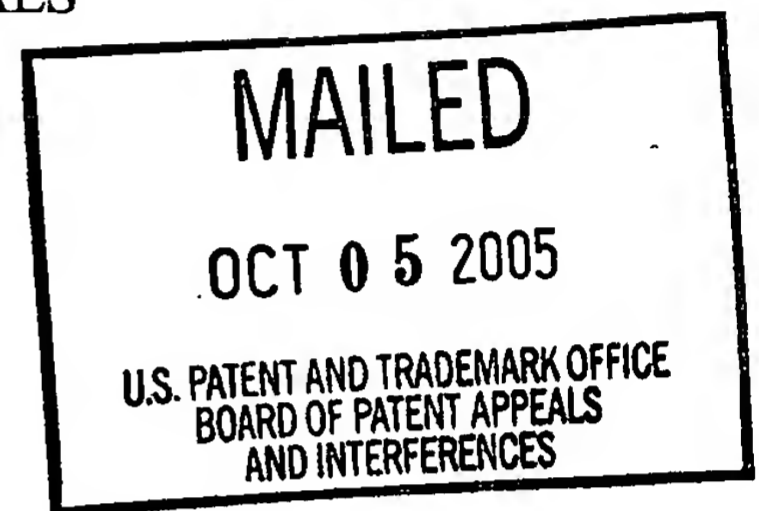
The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte KIYOO MORITA

Application No. 10/020,956



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on August 10, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

EXAMINER'S ANSWER

On March 31, 2005, an Examiner's Answer was mailed. A review of the Examiner's Answer reveals that is not in compliance with the headings as set forth in the new rules under 37 CFR 41.37(c).

Application No. 10/020,956

ARTIFACT

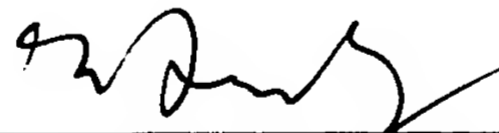
The above IFW file contains an artifact, No. 10020956CA, that is needed for review by the BPAI. The artifact was ordered on August 22, 2005 and again on August 28, 2005, but was never received.

Accordingly, it is

ORDERED that the application is returned to the examiner for:

- 1) vacate the Examiner's Answer dated March 31, 2005;
- 2) prepare a revised Examiner's Answer to include all appropriate headings in accordance with the new rules effective September 13, 2004; and
- 3) secure the artifact, identified as 10/020956Z and forward to the Board of Patent Appeals and Interferences; and
- 4) For such further action as may be deemed appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES



CRAIG R. FEINBERG
Program and Resource Administrator
(571)272-9797

CRF/dpv

Application No. 10/020,956

SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC
2100 Pennsylvania Ave., N.W.
Washington, DC 20037